



09-09-09

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EPW

## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT  | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|------------------------|------------------------|
| 10/750,570         | 12/30/2003             | Satyanarayana G. Reddy | 49947-60188CON2        |

## CONFIRMATION NO. 5729

21874  
EDWARDS & ANGELL, LLP  
P.O. BOX 55874  
BOSTON, MA 02205

## FORMALITIES LETTER



\*OC00000012519396\*

Date Mailed: 05/04/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/10/2004 MMKOHEN 00000016 10750570

## FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 OP  
02 FC:1051 130.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 1.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$488** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

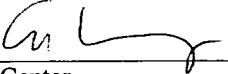
Total additional fee(s) required for this application is **\$1388** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$488**
  - **\$198** for **11** total claims over 20.
  - **\$290** for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center

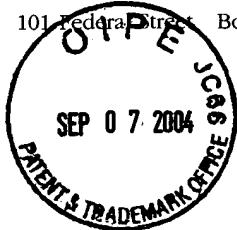
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

# Edwards & Angell LLP

Mail to P.O. Box 55874  
Boston, MA 02205

101 Federal Street Boston, MA 02110 617.439.4444 fax 617.439.4170 Peter C. Lauro, Esq.  
617.517.5509  
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September 7, 2004

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Application Serial No.: 10/750,570  
Filed: December 30, 2003  
Title: CYCLIC ETHER VITAMIN D3 COMPOUNDS, *1 $\alpha$  (OH) 3-EPI-VITAMIN D3 COMPOUNDS AND USES THEREOF*  
Inventor: Satyanarayana G. Reddy  
Attorney Docket No. 60188CON2 (49947)

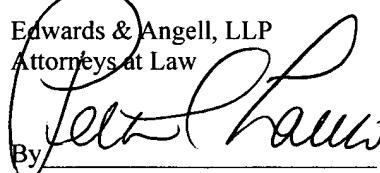
Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Response to Notice to File Missing Parts of NonProvisional Application (in duplicate) (2 pages);
2. Copy of Notice to File Missing Parts of NonProvisional Application (2 pages);
3. Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR1.121 (36 pages);
4. Preliminary Amendment (5 pages);
5. Petition for Two Month Extension of Time (in duplicate) (1 page);
6. Check in the amount of \$1,320.00 which includes \$770.00 (Statutory basic filing fee); \$130.00 (Late oath or declaration Surcharge); \$420.00 (Two Month Extension of Time)
7. Return receipt postcard.

Please charge any necessary fees to our Deposit Account No. 04-1105. The undersigned requests any extensions of time necessary to respond. A duplicate of this sheet is enclosed.

|  |                      |
|--|----------------------|
| "Express Mail" mailing label number  | EV 437819117 US      |
| Date of Deposit  | September 7, 2004    |
| I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 |                      |
| Signature  | Peter C. Lauro, Esq. |
| Please Print Name of Person Signing  |                      |

Edwards & Angell, LLP  
Attorneys at Law  
  
By Peter C. Lauro, Esq.  
Registration No. 32,360  
Attorney for Applicant  
(Tel.) 617-517-5509  
(Fax) 888-325-9044



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Satyanarayana G. Reddy

Serial No.: 10/750,570

Filed: December 30, 2003

For: CYCLIC ETHER VITAMIN D3 COMPOUNDS,  
*1 $\alpha$  (OH) 3-EPI-VITAMIN D3 COMPOUNDS AND  
USES THEREOF*

Attorney Docket No.: 49947-60188CON2

Group Art Unit: 1626

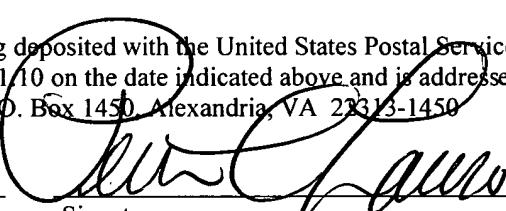
Examiner: T.A. Solola

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Commissioner for Patents  
P.O. Box 1450  
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"Express Mail" mailing label number EV 437819117 US Date of Deposit September 7, 2004

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop Box Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Peter C. Lauro  
Please Print Name of Person Signing

  
Signature

**RESPONSE TO NOTICE TO FILE MISSING  
PARTS OF NONPROVISIONAL APPLICATION**

Dear Sir:

Responsive to the Notice to File Missing Parts of Nonprovisional Application dated May 4, 2004, Applicants' attorney submits herewith replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 (36 pages) along with a check in the amount of \$1,320.00 which includes \$770.00 (filing fee) based on large entity status, \$130.00 (surcharge), and \$420.00 to cover the Request for Two-Month Extension of Time concurrently filed herewith. A copy of the Notice to File Missing Parts of Nonprovisional Application is also enclosed. Please note that the

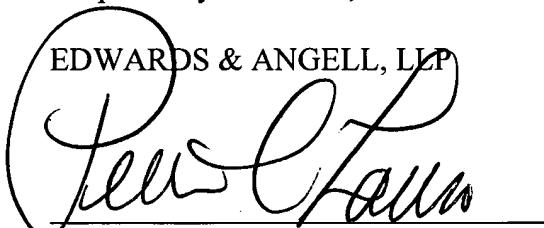
U.S. Serial No. 10/750,570  
Group Art Unit: 1626  
Examiner T. A. Solola

filings fee was calculated in accordance with the Preliminary Amendment filed concurrently herewith.

Please charge any underpayments or credit any overpayments associated with this communication to our Deposit Account No. 04-1105. A duplicate of this letter is enclosed.

Respectfully submitted,

EDWARDS & ANGELL, LLP



Peter C. Lauro, Esq.  
Registration No. 32,360  
Attorney for Applicants

EDWARDS & ANGELL, LLP  
P.O. Box 55874  
Boston, MA 02205  
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Dated: September 7, 2004